

STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

ORDER

APPLICATION 14828

PERMIT 9091

LICENSE 5456

ORDER ALLOWING CHANGE IN CHARACTER OF USE AND  
CHANGE IN PLACE OF USE

WHEREAS License 5456 was issued to Menotti De Bacco and was filed with the County Recorder of El Dorado County on February 3, 1959, and

WHEREAS said license was subsequently assigned to El Dorado Hills West, Inc., and

WHEREAS the State Water Rights Board has found that the change in character of use and change in place of use under said license for which petitions were submitted on December 28, 1962, will not operate to the injury of any other legal user of water, and

WHEREAS the Board has approved and allowed said changes and has directed that an order be issued to describe said changes in accordance with said petitions;

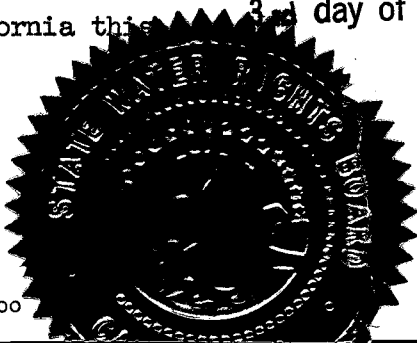
NOW THEREFORE IT IS ORDERED that permission be and the same is hereby granted to change the character of use under said License 5456 to a character of use described as follows, to wit:

STOCKWATERING, RECREATIONAL, AND WILDLIFE PROPAGATION, and

IT IS FURTHER ORDERED that permission be and the same is hereby granted to change the place of use under said License 5456 to a place of use described as follows, to wit:

AT THE RESERVOIR WITHIN THE NW $\frac{1}{4}$  OF NE $\frac{1}{4}$  OF SECTION 5, T9N, R9E,  
AND SW $\frac{1}{4}$  OF SE $\frac{1}{4}$  OF SECTION 32, T10N, R9E, MDB&M.

WITNESS my hand and the seal of the State Water Rights Board of the State of California this 3rd day of September, 1963



*L. K. Hill*  
L. K. Hill  
Executive Officer

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STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

License for Diversion and Use of Water

APPLICATION 14828

PERMIT 9091

LICENSE 5456

THIS IS TO CERTIFY, That

Menotti De Bacco  
1139 Fulton Avenue  
Sacramento, California

Notice of Assignment (Over)

has made proof as of January 21, 1958  
(the date of inspection) to the satisfaction of the State Water Rights Board of a right to the use of the water of  
an unnamed stream in El Dorado County

tributary to Deer Creek thence Cosumnes River

for the purpose of irrigation use  
under Permit 9091 of the State Water Rights Board and that said right to the use of said water has been  
perfected in accordance with the laws of California, the Rules and Regulations of the State Water Rights Board and the  
terms of the said permit; that the priority of the right herein confirmed dates from May 27, 1952  
and that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited  
to the amount actually beneficially used for said purposes and shall not exceed one hundred twenty-five (125)  
acre-feet per annum to be collected from about November 1 of each year to about  
April 30 of the succeeding year.

Maximum withdrawal in any one year has been 120 acre-feet.

The point of diversion of such water is located:

South eighty-eight degrees forty-nine minutes fifty seconds west (S88°49'50"W)  
four hundred two and one-tenth (402.1) feet from NW corner of NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section  
5, T9N, R9E, MDB&M, being within NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of said Section 5.

A description of the lands or the place where such water is put to beneficial use is as follows:

1 acre within SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 32, T10N, R9E, MDB&M
19 acres within NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 32, T10N, R9E, MDB&M
5 acres within NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 32, T10N, R9E, MDB&M
13 acres within SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 32, T10N, R9E, MDB&M
1 acre within SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 32, T10N, R9E, MDB&M
39 acres total

All rights and privileges under this license including method of diversion, method of use and quantity of water  
diverted are subject to the continuing authority of the State Water Rights Board in accordance with law and in the  
interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of  
diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time  
to time by the State Water Rights Board.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein  
specified and to the lands or place of use herein described.

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

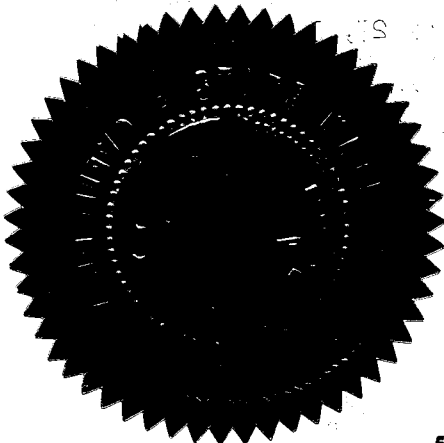
Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated: FEB 2 '59

*L. K. Hill*  
L. K. Hill  
Executive Officer



1-29-62

RECEIVED NOTICE OF ASSIGNMENT TO

*Retirement Security Group*

5-23-63- Name Chgd to Sierra Pacific Properties, Inc.

5-23-63

RECEIVED NOTICE OF ASSIGNMENT TO

*El Dorado Hills West, Inc.*

5-27-76 ASGD TO JOHN HANCOCK MUTUAL LIFE INSURANCE COMPANY

5-8-87 asgd to Camacho & Assoc.

10-2-92 asgd to Bridlewood Canyon Owners Assoc;

3-21-02 asgd to Bridlewood Canyon Owners Association

LICENSE 5456

STATE OF CALIFORNIA  
STATE WATER RIGHTS BOARD

LICENSE  
TO APPROPRIATE WATER

ISSUED TO Menotti De Bacco

DATED FEB 2 '59

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